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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/813,490	03/30/2004	Iwao Anzai	8305-222U1 (NP135-1)	4903

570 7590 02/13/2006

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2005 MARKET STREET, SUITE 2200  
PHILADELPHIA, PA 19103

EXAMINER
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LANGEL, WAYNE A

ART UNIT	PAPER NUMBER
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1754

DATE MAILED: 02/13/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



Art Unit: 1754

The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

Claims 1-6 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. There is no “description support” for the recitation of “the total amount of said cerium oxide or rare earth element oxide and one or more elements being from 15 percent by mass to 35 percent by mass”. Applicants’ argument, that this limitation is supported in the specification at least in Table 1 and in Paragraphs [0027] and [0029], is not convincing, since these paragraphs are silent as to the amounts of cerium oxide, rare earth element oxide, and alkaline metal and alkaline earth metal. Although Paragraph [0026] discloses that the amount of cerium oxide or rare earth metal oxide is preferably 10 to 35 percent by mass, this would not provide support for the range of “15 percent by mass to 35 percent by mass”, or for the total amount of the cerium oxide or rare earth metal oxide and one or more elements being from 10 to 35 percent by mass.

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO**

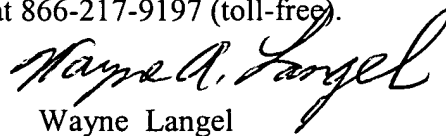
Art Unit: 1754

MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Wayne Langel whose telephone number is 571-272-1353. The examiner can normally be reached on Monday through Friday, 8 am - 3:30 pm Eastern Time.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stanley Silverman can be reached on 571-272-1358. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Wayne Langel  
Primary Examiner  
Art Unit 1754

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